

COMMONWEALTH OF KENTUCKY

BEFORE THE PUBLIC SERVICE COMMISSION

In the Matter of:

APPLICATION OF KENTUCKY CGSA)	
FOR ISSUANCE OF A CERTIFICATE OF)	
PUBLIC CONVENIENCE AND NECESSITY TO)	
CONSTRUCT AN ADDITIONAL CELL SITE IN)	
MIDDLETOWN, KENTUCKY FOR THE PROVISION)	CASE NO.
OF DOMESTIC PUBLIC CELLULAR RADIO)	96-104
TELECOMMUNICATIONS SERVICE TO THE)	
PUBLIC IN JEFFERSON COUNTY, KENTUCKY)	
AND THE LOUISVILLE MSA)	

O R D E R

The Commission has received the attached letter from Brett Hornback regarding the proposed cellular telecommunications facility to be located at 106 North Madison Avenue, Louisville, Jefferson County, Kentucky.

IT IS THEREFORE ORDERED that:

1. Kentucky CGSA, Inc. ("Kentucky CGSA") shall respond to Mr. Hornback's concerns by certified letter, within 10 days from the date of this Order.

2. Kentucky CGSA shall file a copy of the certified letter and dated receipt, within 7 days of the date of the receipt.

Done at Frankfort, Kentucky, this 10th day of April, 1996.

PUBLIC SERVICE COMMISSION


For the Commission

ATTEST:


Executive Director



EVERGREEN ANIMAL HOSPITAL

96-104
RECEIVED

APR 3 - 1996

BRET P. HORNBACK, D.V.M.
106 N. Main Street
Middletown, Kentucky 40243
Telephone: (502) 244-2068

3-31-96

Executive Director's Office
Public Service Commission of Kentucky
P.O. Box 615
Frankfort, KY 40602

This letter is in response to the proposed construction of a Bell South cellular tower at the location of 106 N. Madison Avenue, Louisville, Jefferson County, Kentucky which is owned by Dudley Wetherby. The proposed survey area for this tower and fenced off area is within 1 foot of my back property line at 11618 Shelbyville Road and within 4 feet of Mrs. Edna Wright's property on Old Main Street which is a designated historical area of Middletown, Kentucky. A 156 foot cellular tower placed directly behind my Evergreen Animal Hospital and squeezed in between several residential homes which belong in the historical district concerns me deeply and I will outline my many objections to this proposed venture.

First of all, I detest having a contemporary tall steel structure painted in aviation orange and white amidst such a beautiful and historical area of Kentucky. Right next door to the proposed tower site is the home of Mrs. Edna Wright which is built of vertical log construction which is rare to find anywhere in Kentucky. The property of Mrs. Thormalen on the other side of Madison Avenue is filled with historical significance as well including a slave house. The rich heritage of the Middletown Historical District should be preserved and therefore this tower site must be left alone.

The proposed tower would be totally uncharacteristic within the rich historical surroundings of Old Middletown. The Middletown City Council has done a wonderful job of implementing strict sign ordinance, landscaping, special street lighting, and neat plantings to enhance the natural beauty and history of the area. A steel tower would be unsightly and display a lack of respect to this community design.

The physical structure of a cellular tower presents an eyesore to an area that is comprised of single and two story structures lining an old Main Street. Across Main Street from the proposed tower site is the original limestone milestone that marks the midpoint on U.S. 60 between Shelbyville and Louisville, Kentucky. This is how Middletown got its name and this old roadway has been graced by such historical figures as General Lafayette and Henry



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Clay. This contemporary structure does not belong anywhere near this area. Just the site of a tower in this historic and densely populated area would be esthetically unpleasing. I am also concerned about the immensity of such a structure directly behind my Animal Hospital. Any tall structure can be hit by lightning or blown over by high winds.

I would also like to note that I have spent considerable time and vast amounts of money to improve my location in the 3 years that I have been there. This has been an expensive investment for me and I feel that this tower would depreciate my real estate value.

Lastly, I feel that Bell South has done an improper and incomplete job of research for the proposed tower site. Personally, I don't feel that there is enough room to place the tower and the fenced in area at 106 N. Madison Avenue without cutting down some trees. It is placed between a cluster of residences and businesses. But to even consider placing a cellular tower within a historical district tells me that not all options were considered. I know that there are more isolated and less dense areas to consider within Middletown that does not affect the historical areas. I feel that Bell South came across an individual that was an easy sell because of the potential monetary returns without consideration for the environment or the Middletown historical area that it encompasses.

I want it to be known to all that I am vehemently opposed to this proposed cellular tower site at 106 N. Madison Avenue as addressed in the preceding commentary.

Sincerely,

Brett Hornback, DVM